



U.S. Department
of Transportation
Federal Highway
Administration

52491

FHWA CR-4334-9

Major A. D. Oldham
Arkansas State Police
Commercial Driver's License Program
1 State Police Plaza Drive
Little Rock, Arkansas 72209

DEPARTMENT OF TRANSPORTATION
99 MAR 17 PM 3:35
DOCKET SECTION

Re: Mr. Joe F. Arnold [REDACTED]

Dear Major Oldham:

The Federal Highway Administration has proposed granting the Arkansas commercial motor vehicle (CMV) driver above an exemption from the vision regulation in 49 CFR 39 1.4 1 (b)(10). If he meets all other Federal Motor Carrier Safety Regulations, this individual would be qualified to operate a CMV in interstate commerce. The exemption would be granted under 49 U.S.C. 3 1136(e); it is valid for 2 years and is renewable. I have enclosed the December 1, 1998, Federal Register notice giving the details of our proposal.

The conditions attached to the exemption, which each driver must meet in order to retain it, are:

- (1) Each individual must be physically examined every year (a) by an ophthalmologist or optometrist who attests his vision continues to measure at least 20/40 (Snellen) in the better eye, and (b) by a medical examiner who attests he is otherwise physically qualified under 49 CFR 39 1.4 1.
- (2) Each individual must provide a copy of the ophthalmologist's or optometrist's report to the medical examiner at the time of the annual medical examination.
- (3) The medical certificate must bear the statement, "**Medically unqualified unless accompanied by a Federal vision waiver.**"
- (4) Each individual must have a copy of the certificate when driving so it may be presented to a duly authorized Federal, State, or local enforcement official.

FHWA:HCS-20:MThomas:ltw:68786:1/5/98
cc: HCS-RF, HCS-20RF, HCS-20(MThomas, SZywokarta, Tdoggett)
HRC-SO-TX, J. Mark Westmoreland (OMC Division Office)
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File: 4.2. Vision

Although the exemption is valid for 2 years, the medical certificate may be valid for no more than 12 months. Each driver must undergo a recertification examination every year.

If you have any questions, please feel **free** to contact Mr. Michael Thomas, of my **staff**, at 202-366-8786.

Sincerely yours,

A handwritten signature in cursive script that reads "Paul L. Brennan".

Paul L. **Brennan**, Director
Office of Motor Carrier
Research and Standards

Enclosure